

KEVIN V. RYAN, CSBN 118321
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-7124
 FAX: (415) 436-7169

E-FILED ***12/18/06***

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

MAJDODDIN IZADIAN,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 DAVID STILL, District Director,
 U.S. Dept. of Homeland Security,

Defendants.

Case No. 06-6324 RMW RS

**STIPULATION TO DISMISS; AND
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stip. to Dismiss
 C 06-6324 RMW

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2 Date: December 8, 2006

Respectfully submitted,

3 KEVIN V. RYAN
4 United States Attorney

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6 /s/
7 ILA C. DEISS
8 Assistant United States Attorney
9 Attorneys for Defendants

10 Date: December 8, 2006

11 /s/
12 REZA BANIASSADI
13 Attorney for Plaintiff

14 **ORDER**

15 Pursuant to stipulation, IT IS SO ORDERED.

16 Date: 12/18/06

17 /s/ Ronald M. Whyte
18 RONALD M. WHYTE
19 United States District Judge
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